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Fighting for Employee Justice



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December 17, 2024

VIA ECF

Hon. Arun Subramanian
United States District Judge
500 Pearl Street, Room 702
United States Courthouse
New York, NY 10007
(212) 805-6120

Re: Turner v. Nightjar Holdings
Case No. 24-cv- 08106-AS

Dear Judge Subramanian:

Our firm represents Plaintiff, Mr. Tavon Turner ("Plaintiff"), in the above-referenced matter under the Americans with Disabilities Act ("ADA") against Defendant, Nightjar Holdings, LLC ("Defendant"). This action was filed on October 24, 2024, and served upon the Defendant on October 28, 2024 (Docket No. 6). By Order dated November 20, 2024, the deadline for the Defendant to respond to the Complaint was extended to December 18, 2024 (Dkt. No. 9).

Ms. Lauren Rudick, Esq., counsel for the Defendant, contacted the undersigned via email on December 12, 2024, to request our consent to an additional 30-day extension of time to submit their Answer. This extension would move the deadline from December 18, 2024, to January 17, 2024. Our office consents to said extension request to allow for the Defendant to finalize their assessment of our proposed confidential Settlement Agreement, which we exchanged on December 15, 2024.

The Initial Case Conference is currently scheduled for January 24, 2025, at 1:00 p.m. It is anticipated that the parties will finalize the Settlement Agreement prior to this conference. Therefore, we respectfully request that the Court adjourn the conference sine die. The parties remain committed to resolving this matter expeditiously and will promptly inform the Court upon reaching a resolution.

Thank you for your attention to this matter.

Respectfully submitted,

JOSEPH & NORINSBERG, LLC



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The motion for an extension of time to answer the complaint until January 17, 2025, is GRANTED, but the request to adjourn the initial pretrial conference *sine die* is denied. The Court greatly appreciates the parties' efforts to reach a settlement, but it does not adjourn litigation deadlines for the purpose of settlement talks. The Clerk of Court is respectfully directed to terminate the motion at ECF No. 10.

SO ORDERED.



Arun Subramanian, U.S.D.J.
Date: December 18, 2024

c.c.

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